



Attorney Docket No.: R7560/206389

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Edward W. Baldwin

Serial No.: **09/885,776**

Art Unit: 1754

Filed: **June 19, 2001**

Examiner: Langel

For: **CATALYTIC ALLOY FOR THE DISSOCIATION OF WATER INTO
HYDROGEN AND OXYGEN AND METHOD OF MAKING**

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

#4MB
10/8/03
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TC 1700

**RESPONSE TO RESTRICTION REQUIREMENT AND
PETITION FOR EXTENSION OF TIME**

Dear Sir:

This paper is submitted in response to the Office Communication mailed June 25, 2003 in connection with the above-identified application wherein, pursuant to 35 U.S.C. 121, the Examiner restricted the prosecution of the application to one of the following three groups:

Group I Claims 2 – 23, drawn to an alloy, classified in Class 420, subclass 400.

10/02/2003 EFLORES 00000024 09885776
01 FC:2252 205.00 OP

Group II Claims 24 and 25, drawn to a method and apparatus for producing hydrogen, classified in Class 423, subclass 658.2

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this RESPONSE TO RESTRICTION REQUIREMENT, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on this 25th day of September, 2003 with sufficient postage as first-class mail in an envelope addressed to the Assistant Commissioner for Patents Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Kathleen Bennett

Group III. Claims 26 – 28, drawn to a method of producing an alloy, classified in Class 420, subclass 400.

The invention of Group III as represented by claims 26 -28 is hereby elected with traverse on the basis that there is no undue burden on searching and examining the invention of Groups I and II with that of elected Group III, since a complete search of Group III will necessarily include a search of the invention of Groups I and II. Applicants understand that the Examiner will search claim 1 along with elected Group III.

PETITION FOR EXTENSION OF TIME

Pursuant to 37 C.F.R. 1.136(a), Applicants herewith petition that the period for response to the Office Communication be extended for two months, to and including September 25, 2003. A fee of \$205.00 for this extension under 37 C.F.R. 1.17(a)(2) accompanies this petition. If any additional fees are due, the Commissioner is hereby authorized to charge any such fee or credit any overpayment to Deposit Account No. 11-0855.

Respectfully submitted,



Bruce D. Gray
Reg. No. 35,799

Date: September 25, 2003

KILPATRICK STOCKTON LLP
Suite 2800, 1100 Peachtree Street
Atlanta, Georgia 30309-4530
(404) 815-6218

Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

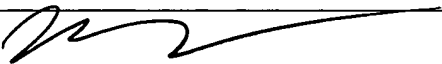
Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after filing)		Application Number	09/885,776
		Filing Date	June 19, 2001
		First Named Inventor	BALDWIN, et al.
		Group Art Unit	1754
		Examiner Name	Langel
Total Number of Pages in This Submission	4	Attorney Docket Number	R7650/206389


ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): RESPONSE TO RESTRICTION REQUIREMENT
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Bruce D. Gray, Reg. No. 35, 799
Signature	
Date	September 25, 2003

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on this date: <u>September 25, 2003</u>			
Typed or printed name	KATHLEEN BENNETT		
Signature		Date	<u>September 25, 2003</u>

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

<h1 style="margin: 0;">FEE TRANSMITTAL</h1> <h2 style="margin: 0;">for FY 2001</h2> <p style="font-size: small; margin: 5px 0;">Patent fees are subject to annual revision.</p>		<p>Complete if Known</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>09/885,776</td> </tr> <tr> <td>Filing Date</td> <td>June 19, 2001</td> </tr> <tr> <td>First Named Inventor</td> <td>Edward W. Baldwin</td> </tr> <tr> <td>Examiner Name</td> <td>Langel</td> </tr> <tr> <td>Group / Art Unit</td> <td>1754</td> </tr> <tr> <td>Attorney Docket No.</td> <td>R7560/206389</td> </tr> </table>		Application Number	09/885,776	Filing Date	June 19, 2001	First Named Inventor	Edward W. Baldwin	Examiner Name	Langel	Group / Art Unit	1754	Attorney Docket No.	R7560/206389
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<p>TOTAL AMOUNT OF PAYMENT (\$) 205.00</p>		<p>SEP 29 2003 PATENT & TRADEMARK OFFICE</p>													

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TC 1700

<p>METHOD OF PAYMENT (check one)</p> <p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>Deposit Account Number: 11-0855</p> <p>Deposit Account Name: KILPATRICK STOCKTON LLP</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p> </div> <div style="width: 45%;"> <p>2. <input checked="" type="checkbox"/> Payment Enclosed:</p> <p><input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p> </div> </div>					<p>FEE CALCULATION (continued)</p> <p>3. ADDITIONAL FEES</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet.</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>390</td><td>216</td><td>195</td><td>Extension for reply within second month</td><td>205.00</td></tr> <tr><td>117</td><td>890</td><td>217</td><td>445</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,390</td><td>218</td><td>695</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>128</td><td>1,890</td><td>228</td><td>945</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>310</td><td>219</td><td>155</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>310</td><td>220</td><td>155</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>270</td><td>221</td><td>135</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - 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<p>SUBMITTED BY</p>				<p>Complete (if applicable)</p>	
Name (Print/Type)	Bruce D. Gray	Registration No. Attorney/Agent)	35,799	Telephone	404.815.6218
Signature				Date	September 25, 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.